Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main B1 (Official Form 1) (1/08) Document Page 1 of 41

## United States Bankruptcy Court Northern District of Illinois Eastern Division

Voluntary Petition

										•		
Name of Debtor (if individual, enter Last, First, Middle):							Name of Joint Debtor (Spouse) (Last, First, Middle)					
Vai	nausk	kas, Fr	ancin	e Vict	oria							
All Other Names and trade names		e Debtor in the	e last 8 years	s (include ma	rried, maider	n All ( mai	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):					
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) * ***-**-7813							four digits of Soc ore than one, stat		idual-Taxpaye	r I.D. (ITIN) No./Complete EIN		
Street Address of Debtor (No. & Street, City, and State):						Stree	et Address of Joi	nt Debtor (No.	. & Street, City	, and State):		
20157 Wi	llow D	rive										
Lynwood	IIL			6	0411							
County of Reside	ence or of th	ne Principal Pla	ace of Busin	ess:		Cou	nty of Residence	or of the Prince	cipal Place of	Business:		
•		CO	OK				•					
						Maili	ing Address of Is	int Dobtor (if	different from	stroot addroop);		
Mailing Address	of Debtor (if	different from	ı street addr	ess)		Ivialii	ing Address of Jo	omi Debior (ii d	umerent from s	sireet address).		
Location of Princ	inal Assats	of Rusinoss D	abtor (if diffe	aront from etr	oot addross	abovo):						
Type of Debt	<u> </u>		<del></del>			$\overline{}$	anter of Bankru	ntcy Code Ur	nder Which th	e Petition is Filed (Check one box)		
• •	eck one box)		·	Nature of Bu (Check one			apter of Bankiu	picy code of	idei Willeli (i	e i etitori is i neu (check one box)		
		loint Debtors)		Care Busine			Chapter 7		•	15 Petition for Recognition		
	oit D on page 2 ion (include	s LLC & LLP)	☐ Single Asset Real Estate as ☐ defined in 11 U.S.C §101 (51B)				☐ Chapter 9 of a Foreign Main Proceeding ☐ Chapter 11					
_ :	,	o LLO a LLi )	Railro	oad	•	'   -	Chapter 12		•	15 Petition for Recognition		
☐ Partnersh	•		☐ Stock☐ Comr	broker nodity Brokei			■ Chapter 13 of a Foreign Nonmain Proceeding					
Other (If above en	debtor is no ntities, check		☐ Clear	•			Nature of Debts (Check one Box)					
	type of ent		☐ Other				■ Debts are primarily consumer □ Debts are primarily business					
				Tax-Exempt			debts, defined in		deb	ts.		
				Check box, if ap or is a tax-exe			§ 101(8) as "incurred by an individual primarily for a					
				ization under d States Cod			personal, family, or household purpose."					
				nue Code).	tile iliterii	a1	purpood.					
		Filing Fee (C	heck <b>one</b> box)	)		Chec	k one hov	Cha	apter 11 Debt	ors		
Filing Fee atta	ached						Check one box  ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D)					
☐ Filing Fee to I	ho naid in in	estallmente (er	nlicable in i	ndividuala an	ly) Must off		Debtor is not a s	small business	debtor as def	ined in 11 U.S.C. § 101(51D)		
	•	court's consid	•		• /	Cited		ate noncontino	nent liquidated	debts (excluding debts owed to		
unable to pay	fee except	in installments	s. Rule 1006	S(b). See Office	cial Form 3A	·	insiders or afflia	ites) are less t				
☐ Filing Fee wa	vier reques	ted (applicable	e to chapter	7 individuals	only). Must		eck all applicabl A plan is being f		etition			
attach signed	application	for the court's	s considerati	on. See Offic	ial Form 3B.		-	-		etition from one of more classes		
						-	of creditors, in a	cccordance w	ith 11 U.S.C.	§ 1126(b).		
Statistical/Adm		Information nds will be ava	silable for dis	stribution to u	naccured or	dtioro				This space is for court use only		
□ Debtor estimate	ates that, af	ter any exemp	ot property is	s excluded ar			ses paid, there w	vill be no				
Estimated Numbe		oution to unsec	curea creatt	JI 5.								
1	□ 50	100	□ 200-	1,000	<b>D</b>	10.001	25.004	□ 50.001	Over			
1- 49	50- 99	100- 199	999	1,000- 5,000	5,001- 10,000	10,001 25,000	25,001 50,000	50,001 100,000	Over 100,000			
Estimated Assets												
\$0 to \$50,000	\$50,001to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50	\$50,000,00 to \$100	1 \$100,000,001 to \$500	\$500,000,001 to \$1billion	More than \$1 billion			
Estimated Liabiliti			million	million	million	million	million					
\$0 to	\$50,001 to	\$100,001 to	<b>□</b> \$500,001	\$1,000,001	\$10,000,001	\$50,000,00	1 \$100,000,001	\$500,000,001	☐ More than			
\$50,000	\$100,000	\$500,000	to \$1	to \$10	to \$50	to \$100	to \$500	to \$1billion	\$1 billion			

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main B1 (Official Form 1) (1/08) Page 2 of 41 Document **Voluntary Petition** Name of Debtor(s) Vainauskas, Francine Victoria This page must be completed and filed in every case) All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Date Filed: Case Number: None District: Relationship: Judge: **Exhibit B** Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11, United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). /s/ Lovejoie E McInnis Exhibit A is attached and made a part of this petition. Lovejoie E McInnis Dated: 12/12/2009 **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Nο **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. П Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) П Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of Landlord)

# 

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day

П

possession was entered, and

period after the filing of the petition.

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main B1 (Official Form 1) (1/08) Document Page 3 of 41

### **Voluntary Petition**

This page must be completed and filed in every case)

# Name of Joint Debtor(s) Vainauskas, Francine Victoria

## **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

# /s/ Francine Victoria Vainauskas Francine Victoria Vainauskas

Dated: 12/09/2009

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only **one** box.)

□ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

## << Sign & Date on Those Lines

### Signature of Attorney

### /s/ Lovejoie E McInnis

Signature of Attorney for Debtor(s)

## Lovejoie E McInnis

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

Date: 12/12/2009

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule incorrect.

### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas Debtor

Bankruptcy Docket #:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of

the five statements below and attach any documents as directed. 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunites for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed. 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); Active military duty in a military combat zone.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h)

I certify under penalty of perjury that the information provided above is true and correct.

Dated: 12/09/2009 /s/ Francine Victoria Vainauskas
Francine Victoria Vainauskas

**~** 

Sign & Date Here

does not apply in this district.

# Document Page 5 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Dated:

12/09/2009

Francine Victoria Vainauskas Debtor

Bankruptcy Docket #:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

	1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the
	certificate and a copy of any debt repayment plan developed through the agency.
	2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
	3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]
	If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.
	4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
	Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
	Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
	Active military duty in a military combat zone.
	5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
I ce	rtify under penalty of perjury that the information provided above is true and correct.
D - 1	Sign & Date

PFG Record # 457605 B 1D (Official Form 1, Exh.D)(12/08)

Here

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 6 of 41

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

			AMOUNTS SCHEDULED		
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other
SCHEDULE A - Real Property	Yes	1	\$44,900	\$-	\$-
SCHEDULE B - Personal Property	Yes	3	\$20,175	\$-	\$-
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$91,541	\$-
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$3,300	\$-
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$67,050	\$-
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$6,045
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$3,764
TOTALS	\$ 65,075 TOTAL ASSETS	\$ 161,891 TOTAL LIABILITIES			

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 7 of 41

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Francine Victoria Vainauskas / Debtor

Bankruptcy Docket #:

## STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 3,300.00
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 0
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 3,300
State the following:	
Average Income (from Schedule I, Line 16)	\$ 6,044.91

Average Income (from Schedule I, Line 16)	\$ 6,044.91
Average Expenses (from Schedule J, Line 18)	\$ 3,764.00
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 8,633.01

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 36,641.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 3,300.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 67,050.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 103,691.00

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 8 of 41

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

### SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
20157 Willow Drive Lynwood, IL 60411 - (Debtors primary residence)	Fee Simple		\$ 44,900	\$ 91,541

Total Market Value of Real Property
(Report also on Summary of Schedules)

\$44,900.00

PFG Record # 457605 B6A (Official Form 6A) (12/07) Page 1 of 1

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or quardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	NONE	Description and Location of Property		Debtor's Propert Deduc	t Value of Interest in y, Without ting Any d Claim or
01. Cash on Hand	Х				
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.				•	400
		Healthcare Associates Credit Union Checking Account	J	\$	100
		Healthcare Associates Credit Union Savings Account	J	\$	100
03. Security Deposits with public utilities, telephone companies, landlords and others.	X				
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, VCR, stereo, sofa, vacuum, table, chairs, lamps, TV Stand, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware		\$	2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		DVDs, Books, Compact Discs, Tapes/Records, Family Pictures		\$	50
06. Wearing Apparel		Necessary wearing apparel.		\$	50
07. Furs and jewelry.		Wedding ring, earrings, watch, costume jewelry.		\$	50
08. Firearms and sports, photographic, and other hobby equipment.		Hobby equipment.		\$	50

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCH	ΙΕC	OULE B - PERSONAL PROPERTY		
Type of Property	NONE	Description and Location of Property	H W J C	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		Term Life Insurance - No Cash Surrender Value.		\$ 0
10. Annuities. Itemize and name each issuer.	Х			, ,
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X			
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars				<b>A</b> 47.000
13. Stocks and interests in incorporated and		Pension w/ Employer - 100% Exempt.		\$ 17,000
unincorporated businesses.	X			
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16. Accounts receivable	X			
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X			
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X			
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights and other intellectual property. Give particulars.	X			
23. Licenses, franchises and other general intangibles.	X			
		BSR (Official Fo		3) (12/07) Page 2 of 3

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY							
Type of Property	N O N E	Description and Location of Property	C H W J	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or			
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X						
25. Autos, Truck, Trailers and other vehicles and accessories.		2002 Chevrolet Cavalier with 140,000 miles		\$ 775			
26. Boats, motors and accessories.	Х	2002 Cheviolet Cavaner with 140,000 filles		Ψ 113			
27. Aircraft and accessories.	X						
28. Office equipment, furnishings, and supplies.	X						
29. Machinery, fixtures, equipment, and supplie used in business.	X						
30. Inventory	X						
31. Animals	X						
32. Crops-Growing or Harvested. Give particulars.	X						
33. Farming equipment and implements.	Х						
34. Farm supplies, chemicals, and feed.	X						
35. Other personal property of any kind not already listed. Itemize.	X						
		<b>Total</b> (Report also on Summary of Schedules)		\$20,175			

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 12 of 41 UNITED STATES BANKRUPTCY COURT

# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY	CLA	AIMED EXEMPT
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property			
20157 Willow Drive Lynwood, IL 60411 - (Debtors primary residence)	735 ILCS 5/12-901	\$ 15,000	\$ 44,900
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.			
Healthcare Associates Credit Union Checking Account	735 ILCS 5/12-1001(b)	\$ 100	\$ 100
Healthcare Associates Credit Union Savings Account	735 ILCS 5/12-1001(b)	\$ 100	\$ 100
04. Household goods and furnishings, including audio, video, and computer equipment.			
Household goods; TV, VCR, stereo, sofa, vacuum, table, chairs, lamps, TV Stand, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware	735 ILCS 5/12-1001(b)	\$ 2,000	\$ 2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.			
DVDs, Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 50	\$ 50
06. Wearing Apparel			
Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 50	\$ 50
07. Furs and jewelry.			
Wedding ring, earrings, watch, costume jewelry.	735 ILCS 5/12-1001(b)	\$ 50	\$ 50
08. Firearms and sports, photographic, and other hobby equipment.			
Hobby equipment.	735 ILCS 5/12-1001(b)	\$ 50	\$ 50
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.			
PFG Record # <b>457605</b>	B6C (Offic	cial Form 6C) (12/	07) Page 1 of 2

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 13 of 41 UNITED STATES BANKRUPTCY COURT

# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPE	RTY CLA	AIMED EXEM	/IPT	
Debtor claims the exemptions to which debtor is entitled un (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)	nder:	Check if debtor of that exceeds \$13		stead exemption
Description of Property	Specify Law	Providing Each	Value of	Current Value of Property without

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
Term Life Insurance - No Cash Surrender Value.	735 ILCS 5/12-1001(f)	\$ 0	\$ 0
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars			
Pension w/ Employer - 100% Exempt.	735 ILCS 5/12-1006	\$ 17,000	\$ 17,000
25. Autos, Truck, Trailers and other vehicles and accessories.			
2002 Chevrolet Cavalier with 140,000 miles	735 ILCS 5/12-1001(c)	\$ 2,400	\$ 775

# Document Page 14 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	A A H	* Date Claim was Incured * Nature of Lien *Value of Property Subject to Lien *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
1 HFC Attn: Bankruptcy Dept. Po Box 3425 Buffalo NY 14240 Acct No.: 9207			Dates: 2008-2009 Nature of Lien: Mortgage Market Value: \$ 44,900 Intention: None *Description: 20157 Willow Drive Lynwood, IL 60411 - (Debtors primary residence)				\$ 81,541	\$ 36,641
PO Box 3425 Buffalo NY 14240 Acct No.: 9207			Dates: 2009 Nature of Lien: Mortgage Arrears Market Value: \$ 44,900 Intention: None *Description: 20157 Willow Drive Lynwood, IL 60411 - (Debtors primary residence)				\$ 10,000	\$ 0

Total

\$ 91,541 | \$ 36,641

(Report also on Summary of Schedules.) (if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

# Document Page 15 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

1	
	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
•	TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

PFG Record # 457605 B6E (Official Form 6E) (12/07) Page 1 of 2

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Francine Victoria Vainauskas, Debtor

In re

	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H W J C	Date Claim Was Incured and Consideration For Claim	Contingent	Unliquidated	Disputed	nount Claim	Er	nount ntitled to riority
1	IRS Priority Debt Attn: Bankruptcy Dept. Box 21126 Philadelphia PA 19114 Account No. 7813			Reason: Federal Income Tax  Dates: 2008				\$ 2,600	\$	2,600
2	Illinois Department of Revenue Bankruptcy Department PO Box 19035 Springfield IL 62794-9035 Account No. 7813			Reason: State Income Taxes  Dates: 2008				\$ 700	\$	700

Total Amount of Unsecured Priority Claims (Report also on Summary of Schedules)

\$ 3,300 \$ 3,300

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas / Debtor

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Cı	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H W J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 ount of Claim
1	Capital One Attn: Bankruptcy Dept. Po Box 85520 Richmond VA 23285 Acct #: XXXXX7813			Dates: 2008-2009 Reason: Credit Card or Credit Use				\$ 1,256
2	CBNA Attn: Bankruptcy Dept. 1000 Technology Dr O Fallon MO 63368 Acct #: XXXXX7813			Dates: 1986-2009 Reason: Credit Card or Credit Use				\$ 9,840
3	Chase-Bp Attn: Bankruptcy Dept. Po Box 15298 Wilmington DE 19850 Acct #: XXXXX7813			Dates: 1990-2009 Reason: Credit Card or Credit Use				\$ 380

Record # 457605 B6F (Official Form 6F) (12/07) Page 1 of 4

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 18 of 41 UNITED STATES BANKRUPTCY COURT

# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Francine Victoria Vainauskas / Debtor

In re

Record # 457605

5	SCHEDULE F - CREDITORS	H	OL	DING UNSECURED NON-PR	RIO	RI	ΓΥ	CLA	IMS
Cred	ditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed		ount of Claim
,   	CITI Attn: Bankruptcy Dept. Po Box 6241 Sioux Falls SD 57117 Acct #: XXXXX7813			Dates: 1984-2009 Reason: Credit Card or Credit Use				\$	15,850
, I	Discover Fin Sbcs LLC  Attn: Bankruptcy Dept.  Po Box 15316  Wilmington DE 19850  Acct #: XXXXX7813			Dates: 1999-2009 Reason: Credit Card or Credit Use				\$	4,828
,   	Equifax Attn: Bankruptcy Dept. PO Box 740241 Atlanta GA 30374 Acct #: XXXXX7813			Dates: 2009 Reason: Notice Only				\$	0
7 <u>!</u>	Experian Attn: Bankruptcy Dept. PO Box 2002 Allen TX 75013 Acct #: XXXXX7813			Dates: 2009 Reason: Notice Only				\$	0
 	GEMB/JCP Attn: Bankruptcy Dept. Po Box 984100 EI Paso TX 79998 Acct #: XXXXX7813			Dates: 1982-2009 Reason: Credit Card or Credit Use				\$	710
,   	GEMB/Walmart Attn: Bankruptcy Dept. Po Box 981400 El Paso TX 79998 Acct #: XXXXX7813			Dates: 1983-2008 Reason: Credit Card or Credit Use				\$	1,234
i i	HFC Attn: Bankruptcy Dept. Po Box 3425 Buffalo NY 14240 Acct #: XXXXX7813			Dates: 2005-2009 Reason: Credit Card or Credit Use					21,808

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 19 of 41 UNITED STATES BANKRUPTCY COURT

# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDILLE E CREDITORS HOLDING LINGECURED NON RRIORITY CLAIMS

Francine Victoria Vainauskas / Debtor

In re

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS								
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	HWJC	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	_	unt of aim
11 HSBC/Carson Attn: Bankruptcy Dept. Po Box 15521 Wilmington DE 19805			Dates: 1986-2009 Reason: Credit Card or Credit Use				\$	2,618
Acct #: XXXXX7813  12 Lane Bryant Retail/SOA Attn: Bankruptcy Dept. 450 Winks Ln Bensalem PA 19020 Acct #: XXXXX7813			Dates: 1992-2009 Reason: Credit Card or Credit Use				\$	268
13 Marathon Petroleum CO Attn: Bankruptcy Dept. 539 S Main St Findlay OH 45840 Acct #: XXXXX7813			Dates: 1997-2009 Reason: Credit Card or Credit Use				\$	1,862
14 Mcydsnb/Macys Attn: Bankruptcy Dept. 9111 Duke Blvd Mason OH 45040 Acct #: XXXXX7813			Dates: 1980-2009 Reason: Credit Card or Credit Use				\$	539
15 Sears/CBSD Attn: Bankruptcy Dept. Po Box 6189 Sioux Falls SD 57117 Acct #: XXXXX7813			Dates: 2001-2009 Reason: Credit Card or Credit Use				\$	3,635
16 Spiegel Attn: Bankruptcy Dept. 101 Crossway Park West Woodbury NY 11797 Acct #: XXXXX7813			Dates: 1987-2003 Reason: Credit Card or Credit Use				\$	35
17 Target NB Attn: Bankruptcy Dept. Po Box 673 Minneapolis MN 55440 Acct #: XXXXX7813			Dates: 2006-2008 Reason: Credit Card or Credit Use				\$	554

# Document Page 20 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas / Debtor

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS						CLAIMS	
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H M J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
18 TNB - Target Attn: Bankruptcy Dept. Po Box 673 Minneapolis MN 55440 Acct #: XXXXX7813			Dates: 1980-2009 Reason: Credit Card or Credit Use				\$ 1,633
19 Transunion Attn: Bankruptcy Dept. PO Box 1000 Chester PA 19022 Acct #: XXXXX7813			Dates: 2009 Reason: Notice Only				\$ 0

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

\$ 67,050.00

# Document Page 21 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

1 Lynnwood Terrace Condo Associa

Attn: Bankruptcy Dept. 430 E. 162nd St.

South Holland IL 60473

Intention: Assume Lease
Contract Type: Lease on Property
Terms/Month: \$\$50/month

Buy Out: Begin Date: Debtor Int: Description:

Description: Association Fees

PFG Record # 457605 B6G (Official Form 6G) (12/07) Page 1 of 1

# Document Page 22 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by th debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any for spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initial and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. So 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

ı		=	ı
ı			
ı			
ı			
ı			

Check this box if debtor has no codebtors.

Name and Address of CoDebtor	Name and Address of the Creditor
[x] None	

PFG Record # 457605 B6H (Official Form 6H) (12/07) Page 1 of 1

# UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

Bankruptcy Docket #:

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBT	OR AND SPOUSE ~ RELATIONSHIP AND AGE
Status: Divorced	NONE	
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT
Occupation:	Labor and Delivery Nurse	
Name of Employer:	Rush University Medical Center	
Years Employed	31 years	
Employer Address:	600 S Paulina St	
City, State, Zip	Chicago, IL 60612	,

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE
Monthly Gross Wages, Salary, and commissions	\$ 8,363.85	\$ 0.00
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00
3. SUBTOTAL	\$ 8,363.85	\$ 0.00
4. LESS PAYROLL DEDUCTIONS		
a. Payroll Taxes and Social Security	\$ 1,139.88	\$ 0.00
b. Insurance	\$ 369.20	\$ 0.00
c. Union Dues	\$ 0.00	\$ 0.00
d. Other (Specify) Pension:	\$ 0.00	\$ 0.00
Voluntary 401 Contributions:	\$ 669.11	\$ 0.00
Child Support:	\$ 0.00	\$ 0.00
Life Insurance, Uniforrms, 401K Loan:	\$ 109.39	\$ 0.00
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 2,260.70	\$ 0.00
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 6,103.15	\$ 0.00
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00
8. Income from real property	\$ 0.00	\$ 0.00
Interest and dividends	\$ 0.00	\$ 0.00
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.	\$ 0.00	\$ 0.00
11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00
12. Pension or retirement income	\$ 0.00	\$ 0.00
13. Other monthly income (Specify:)	\$ 0.00	\$ 0.00
Unemployment Income	\$ 0.00	\$ 0.00
14. SUBTOTAL OF LINES 7 THROUGH 13		
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 6,103.15	\$ 0.00
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 6,10	3.15
if there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and	

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

Record #: 457605 B6I (Official Form 6I) (12/07) Page 1 of 1

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

# UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas / Debtor

Bankruptcy Docket #:

SCHEDULE J - CURRENT EXPENSES OF INDIVIDUAL DEBTOR	₹(S)
Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family at time case filed	. Prorate any
payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.  Check box if joint petition is filed & debtor's spouse maintains a separate household. Complete a separate schedule of expenditures	s laheled "Snouse"
Rent or home mortgage payment (include lot rented for mobile home)	•
a. Real Estate taxes included? [x] Yes [] No b. Property insurance included? [] Yes [x] No	\$ 898.00
2. Utilities: a. Electricity and Heating Fuel	\$ 200.00
b. Water, Sewer, Garbage	\$ 60.00
c. Cellphone, Internet	\$ 100.00
d. Other Home Phone and Cable Television	\$ 135.00
3. Home Maintenance (repairs and upkeep)	\$ 100.00
4. Food	\$ 500.00
5. Clothing	\$ 100.00
6. Laundry and Dry Cleaning	\$ 75.00
7. Medical and Dental Expenses	\$ 170.00
8. Transportation (not including car payments) Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Trai	n \$ 435.00
9. Recreation, Clubs and Entertainment, Newspapers, Magazines, etc.	\$ 100.00
10. Charitable Contributions	\$ 100.00
11. Insurance (not deducted from wages or included in home mortgage payments)	\$ 150.00
<ul><li>a. Homeowner's or Renter's</li><li>b. Life</li></ul>	\$ -
c. Health	<b>\$</b> -
d. Auto	\$ 85.00
e. Other	\$-
12. Taxes (not deducted from wages or included in home mortgage payments)	Ψ
(Specify) Federal or State Tax Repayments, Real Estate Taxes	\$ -
13. Installment Payments: (In Chapter 11, 12, and 13 cases, do not list payments to be included in plan)	\$-
a. Auto b. Reaffirmation Payments	\$ -
c. Other Tobacco \$80.00	\$80.00
14. Alimony, maintenance and support paid to others	\$-
15. Payments for support of additional dependents not living at your home	\$-
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$ -
17. Other: Haircuts, Hygiene, Newspaper/Mags & Tuition, Books & Childcare & Pet Evecare, Meds Postage/Banking GLS Repay: Babysitting Care:	
Eyecare, Meds Postage/Banking GLS Repay: Babysitting Care: \$376.00 \$60.00 \$0.00 \$- \$-	\$436.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and if applicable, on the Stastical of Summary of Certain Liabilities and Related Data.	\$ 3,764.00
<ol> <li>Describe any increase/decrease in expenditures anticipated to occur within the year following the filin None</li> </ol>	ng this document:
20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule b. Average monthly expenses from Line 18 above c. Monthly net income (a. minus b.) d. Total amount to be paid into plan monthly	\$ 6,103.15 \$ 3,764.00 \$ 2,280.91 \$ 1,580.00

Record #: 457605 B6J (Official Form 6J) (12/07) Page 1 of 1

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Page 25 of 41 Document

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas Debtor

Bankruptcy Docket #:

### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

12/09/2009 Dated:

/s/ Francine Victoria Vainauskas Francine Victoria Vainauskas

X Date & Sign

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

PFG Record #

# Document Page 26 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

## STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	AMOUNT	SOURCE	
	2009: \$6,045/month 2008: \$80,784 2007: \$75,725	Employment	
X	Spouse		
	AMOUNT	SOURCE	

# Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 27 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FIN	IANCIAL AFFAIRS	
02 INCOME OTHER THAN ER	OM EMPLOYMENT OR OPERATION	OF BUSINESS:	
UZ. INCOME OTHER THAN TR	OW EIM EOTMENT OR OF ENATION	OI BOOMEOO.	
the two years immediately precesspouse separately. (Married deb	eding the commencement of this case.	ployment, trade, profession, operation of Give particulars. If a joint petition is filed, 13 must state income for each spouse w d.)	state income for each
AMOUNT	SOURCE		
Spouse			
AMOUNT	SOURCE		
03. PAYMENTS TO CREDITOR Complete a. or b. as appropriate			
services, and other debts to any value of all property that constitute that were made to a creditor on an approved nonprofit budgeting	creditor made within 90 days immedia ites or is affected by such transfer is n account of a domestic support obligati g and creditor counseling agency. (Ma	ER DEBTS: List all payments on loans, in ately proceeding the commencement of the ot less than \$600.00. Indicate with an asson or as part of an alternative repayment rried debtors filing under chapter 12 or cled, unless the spouses are separated an	nis case if the aggregate terisk (*) any payments schedule under a plan by napter 13 must include
Name and Address of Creditor	Dates of Payments	Amount Paid	Amount Still Owing
HFC Po Box 3425 Buffalo NY 14240	Monthly	\$848	\$81,541
days immediately preceding the transfer is not less than \$5,000	commencement of the case if the agg (Married debtors filing under chapter 1	EBTS: List each payment or other transfe regate value of all property that constitute 2 or chapter 13 must include payments a ses are separated and a joint petition is n	es or is affected by such and other transfers by each
Name and Address of Creditor	Dates of Payment/Transfers	Amount Paid or Value of Transfers	Amount Still Owing

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Page 28 of 41 Document

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

### STATEMENT OF FINANCIAL AFFAIRS

NONE X

c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name & Address of Creditor & Relationship to Debtor

**Dates** of Payments Amount Paid or Value of **Transfers** 

Amount Still Owing

NONE X

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**CAPTION OF** SUIT AND CASE NUMBER

**NATURE** OF **PROCEEDING** 

COURT OF AGENCY AND LOCATION

**STATUS** OF DISPOSITION

NONE X

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person for Whose Benefit Property was Seized

Date of Seizure Description and Value of Property

NONE X

05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller

Date of Repossession, Foreclosure Sale, Transfer or Return

Description and Value of Property

# Document Page 29 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

case. (Married debtors filing of petition is filed, unless the spontage of Name and Address of	of property for the benefit of creditors made with under chapter 12 or chapter 13 must include ar souses are separated and a joint petition is not f	, , , , , , , , , , , , , , , , , , , ,	
Address of			•
Assignee	Date of Assignment	Terms of Assignment or Settlement	
preceding the commencemen	s been in the hands of a custodian, receiver, or nt of this case. (Married debtors filing under chapuses whether or not a joint petition is filed, unless whether or not a fourt petition of Court Case  Title & Number	apter 12 or chapter 13 must incl	ude information concerning
usual gifts to family members than \$100 per recipient. (Mar	tributions made within one year immediately press aggregating less than \$200 in value per indivi- rried debtors filing under chapter 12 or chapter is filed, unless the spouses are separated and Relationship	dual family member and charita 13 must include gifts or contribu	ble contributions aggregating
	to Debtor,	of	and Value
or	16. A	Gift	of Gift
Organization	If Any	0000	
	If Any Church affiliation	2009	\$100/month
Organization St. Ann Church 3010 Ridge Road Lansing, Illinois		2009	\$100/month
Organization  St. Ann Church 3010 Ridge Road Lansing, Illinois 60438  08. LOSSES: List all losses from fire, theft, commencement of this case.		nediately preceding the comment pter 13 must include losses by	ncement of this case or since
Organization  St. Ann Church 3010 Ridge Road Lansing, Illinois 60438  08. LOSSES: List all losses from fire, theft, commencement of this case.	Church affiliation  other casualty or gambling within one year imm (Married debtors filing under chapter 12 or cha	nediately preceding the comment pter 13 must include losses by	ncement of this case or since

# Document Page 30 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

NONE

NONE

Francine Victoria Vainauskas, Debtor

		INANCIAL AFFAIRS	
09. PAYMENTS RELATED TO DEB	T COLINSELING OD RANKDU	PTCV·	
09. FATMENTS RELATED TO DEB	I COUNSELING ON BANKNO	FIOI.	
	under the bankruptcy law or pr	e debtor to any persons, including attor eparation of a petition in bankruptcy wi	
Name and		Date of Payment,	Amount of Money or
Address		Name of Payer if Other Than Debtor	Description and
of Payee		2009	Value of Property
Law Offices of Peter Francis Geraci		2009	Fee:\$3,500, \$2,100 pai prior to filing, balance
55 E Monroe St			through the plan
Suite#3400			•
Chicago,IL 60603			
Name and Address of Payee  MMI/CCCS		Date of Payment, Name of Payer if Other Than Debtor 2009	Amount of Money or description and Value of Property  \$50.00
9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227			
a. List all other property, other than property as se	curity with two (2) years immed must include transfers by eithe	nary course of the business or financial diately preceding the commencement or or or both spouses whether or not a join	of this case. (Married debtors
		Describe Property	
Name and Address of			
Transferee, Relationship		Transferred and	
	Date	Transferred and Value Received	
Transferee, Relationship to Debtor  10b. List all property transferred by the	ne debtor within ten (10) years		ment of this case to a self-settled
Transferee, Relationship to Debtor	ne debtor within ten (10) years	Value Received	ment of this case to a self-settled

Transfer(s)

other Device

Closing

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 31 of 41

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

STATEMENT	OF FINANCIA	I AFFAIRS
SIAICIVICIAI	OF FINANCIA	LAFFAIRO

NONE

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing

NONE

#### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository Names & Addresses of Those With Access to Box or depository Description of Contents Date of Transfer or Surrender, if Any

NONE

### 13. SETOFFS:

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Date of Setoff

Amount of Setoff

NONE

### 14. LIST ALL PROPERTY HELD FOR ANOTHER PERSON:

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner

Description and Value of Property

Location of Property

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 32 of 41

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FINA	ANCIAL AFFAIRS	
15. PRIOR ADDRESS OF DE	BTOR(S):		
	ree (3) years immediately preceding the cond vacated prior to the commencement of the		
Address	Name Used	Dates of Occupancy	
16. SPOUSES and FORMER	epolices:		
Louisiana, Nevada, New Mex	d in a community property state, commonwico, Puerto Rico, Texas, Washington, or Widentify the name of the debtor's spouse an	isconsin) within eight (8) years im	mediately preceding the
Name 			
17. ENVIRONMENTAL INFO	RMATION:		
For the purpose of this question	on, the following definitions apply:		
toxic substances, wastes or m	any federal, state, or local statute or regular naterial into the air, land, soil surface water ing the cleanup of the these substances, w	, ground water, or other medium,	
-	cility, or property as defined under any Envi ling, but not limited to, disposal sites.	ronmental Law, whether or not pr	esently or formerly owned o
"Hazardous material" means a environmental Law.	anything defined as a hazardous waste, ha	zardous or toxic substances, pollu	utant, or contaminant, etc. ι
	ss of every site for which the debtor has re		
Site Name	Name and Address of Governmental Unit	Date	Environmenta

# Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 33 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

		NANCIAL AFFAIRS	
	of every site for which the debtor provintal unit to which the notice was sent	_	a release of Hazardous
Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law
	ative proceedings, including settlemen e the name and address of the govern		
ending dates of all businesses i partnership, sole proprietor, or v immediately preceding the com- within six (6) years immediately	ist the names, addresses, taxpayer id in which the debtor was an officer, dire was self-employed in a trade, profession mencement of this case, or in which the preceding the commencement of this	ctor, partner, or managing executive in, or other activity either full- or part- e debtor owned 5 percent or more of case.	of a corporation, partner in a time within six (6) years the voting or equity securitie
a. If the debtor is an individual, ending dates of all businesses i partnership, sole proprietor, or wimmediately preceding the comwithin six (6) years immediately lf the debtor is a partnership, lisending dates of all businesses i	NAME OF BUSINESS ist the names, addresses, taxpayer id n which the debtor was an officer, dire was self-employed in a trade, profession mencement of this case, or in which the	Disposition  entification numbers, nature of the buctor, partner, or managing executive in, or other activity either full- or partedebtor owned 5 percent or more of case.	of a corporation, partner in a time within six (6) years the voting or equity securitienesses, and beginning and
a. If the debtor is an individual, ending dates of all businesses i partnership, sole proprietor, or wimmediately preceding the comwithin six (6) years immediately lf the debtor is a partnership, lisending dates of all businesses i (6) years immediately preceding. If the debtor is a corporation, lisending dates of all businesses i	NAME OF BUSINESS ist the names, addresses, taxpayer idn which the debtor was an officer, direwas self-employed in a trade, profession mencement of this case, or in which the preceding the commencement of this the names, addresses, taxpayer identify the mention which the debtor was a partner or over the second of the second	Disposition  entification numbers, nature of the buctor, partner, or managing executive in, or other activity either full- or parte debtor owned 5 percent or more of case.  tification numbers, nature of the busived 5 percent or more of the voting tification numbers, nature of the busi	of a corporation, partner in a time within six (6) years the voting or equity securitienesses, and beginning and or equity securities, within six nesses, and beginning and
a. If the debtor is an individual, ending dates of all businesses i partnership, sole proprietor, or wimmediately preceding the comwithin six (6) years immediately lf the debtor is a partnership, lisending dates of all businesses i (6) years immediately preceding. If the debtor is a corporation, lisending dates of all businesses i	NAME OF BUSINESS ist the names, addresses, taxpayer idn which the debtor was an officer, dire was self-employed in a trade, profession mencement of this case, or in which the preceding the commencement of this it the names, addresses, taxpayer identification which the debtor was a partner or ow the commencement of this case.	Disposition  entification numbers, nature of the buctor, partner, or managing executive in, or other activity either full- or parte debtor owned 5 percent or more of case.  tification numbers, nature of the busived 5 percent or more of the voting tification numbers, nature of the busi	of a corporation, partner in a time within six (6) years the voting or equity securitienesses, and beginning and or equity securities, within six nesses, and beginning and

# Document Page 34 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managi executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.  (An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six ye should go directly to the signature page.)  19. BOOKS, RECORDS AND FINANCIAL STATEMENTS:  List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept or suprithe keeping of books of account and records of the debtor.  Name  Dates Services Rendered  19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited the account and records, or prepared a financial statement of the debtor.  Dates Services Name  Address  Address  Pales Services Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name  Address  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement issued by the debtor within two (2) years immediately preceding the commencement of this case.	STATEMENT OF FINANCIAL AFFAIRS		
has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managi executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.  (An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six ye should go directly to the signature page.)  19. BOOKS, RECORDS AND FINANCIAL STATEMENTS:  List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept or suprethe keeping of books of account and records of the debtor.  Name  Dates Services Rendered  19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited the account and records, or prepared a financial statement of the debtor.  Dates Services Name  Address  Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement is sued by the debtor within two (2) years immediately preceding the commencement of this case.			
within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six ye should go directly to the signature page.)  19. BOOKS, RECORDS AND FINANCIAL STATEMENTS:  List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept or suprithe keeping of books of account and records of the debtor.  Name  Dates Services Rendered  19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited the account and records, or prepared a financial statement of the debtor.  Dates Services Name  Address  Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement issued by the debtor within two (2) years immediately preceding the commencement of this case.	has been, within six years immexecutive, or owner of more th	nediately preceding the commencement an 5 percent of the voting or equity secu	of this case, any of the following: an officer, director, managing rities of a corporation; a partner, other than a limited partner, o
List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept or support the keeping of books of account and records of the debtor.  Name	within six years immediately p	receding the commencement of this case	
the keeping of books of account and records of the debtor.  Name and Address Rendered  19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited the account and records, or prepared a financial statement of the debtor.  Dates Services Name Address Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement issued by the debtor within two (2) years immediately preceding the commencement of this case.	19. BOOKS, RECORDS AND	FINANCIAL STATEMENTS:	
and Address  Rendered  19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited the account and records, or prepared a financial statement of the debtor.  Dates Services Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statemer issued by the debtor within two (2) years immediately preceding the commencement of this case.			ately preceding the filing of this bankruptcy case kept or superv
19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audited the account and records, or prepared a financial statement of the debtor.  Dates Services Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statemer issued by the debtor within two (2) years immediately preceding the commencement of this case.			
account and records, or prepared a financial statement of the debtor.  Dates Services Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statemer issued by the debtor within two (2) years immediately preceding the commencement of this case.			
Name Address Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement issued by the debtor within two (2) years immediately preceding the commencement of this case.		. , ,	preceding the filing of this bankruptcy case have audited the bo
19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and of the debtor. If any of the books of account and records are not available, explain.  Name  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement issued by the debtor within two (2) years immediately preceding the commencement of this case.	Nama	. A ddraea	
of the debtor. If any of the books of account and records are not available, explain.  Name  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement issued by the debtor within two (2) years immediately preceding the commencement of this case.	Name	Audiess	Neilueleu
19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement issued by the debtor within two (2) years immediately preceding the commencement of this case.			•
issued by the debtor within two (2) years immediately preceding the commencement of this case.	Name	Address	
		-	

# Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 35 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FIN	IANCIAL AFFAIRS	
20. INVENTORIES			
List the dates of the last to the dollar amount and base	wo inventories taken of your property, the nar sis of each inventory.	ne of the person who supervised th	e taking of each inventory, a
Date	Inventory	Dollar Amount of Inventory	
of Inventory	Supervisor	(specify cost, market of other basis)	
b. List the name and add	ress of the person having possession of the re	ecords of each of the inventories re	ported in a., above.
Date of Inventory	Name and Addresses of Custodian of Inventory Records		
	RS, OFFICERS, DIRECTORS AND SHAREF ership, list nature and percentage of interest o		
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corp	ership, list nature and percentage of interest o Nature	Percentage of Interest oration; and each stockholder who	directly or indirectly owns,
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corp	Pership, list nature and percentage of interest o  Nature  of Interest  poration, list all officers & directors of the corp	Percentage of Interest oration; and each stockholder who	directly or indirectly owns,
a. If the debtor is a partner Name and Address  21b. If the debtor is a corr controls, or holds 5% or no Name and Address  22. FORMER PARTNER	Preship, list nature and percentage of interest of Nature of Interest  Pooration, list all officers & directors of the corporation of the voting or equity securities of the control of the voting of	Percentage of Interest  Oration; and each stockholder who proporation.  Nature and Percentage of Stock Ownership  DLDERS:	
a. If the debtor is a partner Name and Address  21b. If the debtor is a corr controls, or holds 5% or no Name and Address  22. FORMER PARTNER	Preship, list nature and percentage of interest of Nature of Interest  Pooration, list all officers & directors of the corporate of the voting or equity securities of the control of the voting of th	Percentage of Interest  Oration; and each stockholder who proporation.  Nature and Percentage of Stock Ownership  DLDERS:	
a. If the debtor is a partner Name and Address  21b. If the debtor is a corr controls, or holds 5% or no Name and Address  22. FORMER PARTNER	Preship, list nature and percentage of interest of Nature of Interest  Pooration, list all officers & directors of the corporation of the voting or equity securities of the control of the voting of	Percentage of Interest  Oration; and each stockholder who proporation.  Nature and Percentage of Stock Ownership  DLDERS:  thip interest of each member of the	
a. If the debtor is a partner and Address  21b. If the debtor is a corr controls, or holds 5% or not and Address  22. FORMER PARTNER If the debtor is a partners Name	Poration, list all officers & directors of the corporation of the voting or equity securities of the control of the voting of the voti	Percentage of Interest  Oration; and each stockholder who orporation.  Nature and Percentage of Stock Ownership  DLDERS:  thip interest of each member of the Withdrawal	partnership.

# Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 36 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FIN		
22b. If the debtor is a corporation immediately preceding the com-		ationship with the corporation terminated within o	one (1) year
Name and Address	Title	Date of Termination	
and Address	Title	Termination	
23. WITHDRAWALS FROM A	PARTNERSHIP OR DISTRIBUTION BY	A COPORATION:	
		utions credited or given to an insider, including oner perquisite during one year immediately prece	
Name and Address of	Date and	Amount of Money or	
Recipient, Relationship to Debtor	Purpose of Withdrawal	Description and value of Property	
24. TAX CONSOLIDATION GF	ROUP:		
If the debtor is a corporation, lis	st the name and federal taxpayer identifi	cation number of the parent corporation of any contains the company (6) years immediately preceding the company (6) the company (6) years immediately preceding the company (6) years immediately years (6) ye	• .
If the debtor is a corporation, list for tax purposes of which the dicase.  Name of	st the name and federal taxpayer identifi ebtor has been a member at any time w Taxpayer		• .
If the debtor is a corporation, lis for tax purposes of which the de case.	st the name and federal taxpayer identifi ebtor has been a member at any time w		• .
If the debtor is a corporation, list for tax purposes of which the dicase.  Name of	st the name and federal taxpayer identifi ebtor has been a member at any time w Taxpayer		• .
If the debtor is a corporation, lis for tax purposes of which the decase.  Name of Parent Corporation  25. PENSION FUNDS:	st the name and federal taxpayer identification has been a member at any time w  Taxpayer  Identification Number (EIN)		nmencement of the
If the debtor is a corporation, lis for tax purposes of which the decase.  Name of Parent Corporation  25. PENSION FUNDS:	st the name and federal taxpayer identification has been a member at any time w  Taxpayer  Identification Number (EIN)	thin six (6) years immediately preceding the com	nmencement of the

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 37 of 41

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

## STATEMENT OF FINANCIAL AFFAIRS

### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 12/09/2009 /s/ Francine Victoria Vainauskas

**Francine Victoria Vainauskas** 

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 38 of 41

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Francine Victoria Vainauskas, Debtor

Bankruptcy Docket #:

### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation paid or promised by the Debtor(s), to the undersigned, is as follows:

For legal services, Debtor(s) agrees to pay and I have agreed to accept

Prior to the filing of this Statement, Debtor(s) has paid and I have received

The Filing Fee has been paid.

\$3,500
\$2,100
\$2,100

2. The source of the compensation paid to me was:

Debtor(s) Other: (specify)

3. The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: **None.** 

- **4.** The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: **None.**
- 5. The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the first scheduled meeting of creditors.
- (d) Advice as required.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

Dated: 12/12/2009 /s/ Lovejoie E McInnis

Attorney Name: Lovejoie E McInnis LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH) 312.332.6354 (FAX)

Form B203 (12/94) Page 1 of 1

Bar No: IL 6291173

PFG Record # 457605



Case 09-47139 Doc 1 Filed 12/14/09 Entered 12/14/09 14:28:48 Desc Main Document Page 39 of 41

# Document Page 39 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

PFG Record #

457605

Francine Victoria Vainauskas, Debtor

VEDIE		$M \cap E$	CDEDI.	IATDIV
<b>VERIF</b>	ICATIO	IN UF	CREDI'	IAIRIA

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 12/09/2009 /s/ Francine Victoria Vainauskas
Francine Victoria Vainauskas

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

### UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <a href="before">before</a> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

<u>Chapter 7</u>: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299 Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine

debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are

found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle. vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

### Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

/s/ Francine Victoria Vainauskas 12/09/2009 Dated:

Francine Victoria Vainauskas

Sign & Date Here

Sign & Date Here

Dated: 12/12/2009 /s/ Lovejoie E McInnis

Attorney: Lovejoie E McInnis Bar No: IL 6291173